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PART II — Section 2

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No. 32] NEW DELHI, THURSDAY, DECEMBER 21, 2017/AGRAHAYANA 30, 1939 (SAKA)

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।
Separate paging is given to this Part in order that it may be filed as a separate compilation.

LOK SABHA

The following Bills were introduced in Lok Sabha on 21st December, 2017:—

BILL NO. 225 OF 2017

A Bill further to amend the High Court Judges (Salaries and Conditions of Service) Act, 1954 and the Supreme Court Judges (Salaries and Conditions of Service) Act, 1958.

Be it enacted by Parliament in the Sixty-eighth Year of the Republic of India as follows:—

CHAPTER I

PRELIMINARY

1. (1) This Act may be called the High Court and Supreme Court Judges (Salaries and Conditions of Service) Amendment Act, 2017.

Short title and commencement.

(2) Sections 2, 5, 6 and 9 shall be deemed to have come into force on the 1st day of January, 2016. Sections 3 and 7 shall be deemed to have come into force on the 1st day of July, 2017. Sections 4 and 8 shall be deemed to have come into force on the 22nd day of September, 2017.

CHAPTER II

AMENDMENTS OF THE HIGH COURT JUDGES (SALARIES AND
CONDITIONS OF SERVICE) ACT, 1954

Amendment of section 13A. **2.** In the High Court Judges (Salaries and Conditions of Service) Act, 1954 (hereinafter referred to as the High Court Judges Act), in section 13A,—

(a) in sub-section (1), for the words "ninety thousand rupees per mensem", the words "two lakh fifty thousand rupees per mensem" shall be substituted;

(b) in sub-section (2), for the words "eighty thousand rupees per mensem", the words "two lakh twenty-five thousand rupees per mensem" shall be substituted.

Amendment of section 22A. **3.** In section 22A of the High Court Judges Act, for sub-section (2), the following sub-section shall be substituted, namely:—

"(2) Where a Judge does not avail himself of the use of an official residence, he may be paid every month an allowance equivalent to an amount of twenty-four per centum of the salary which shall be increased at the rate of—

(a) twenty-seven per centum, when Dearness Allowance crosses twenty-five per centum; and

(b) thirty per centum, when Dearness Allowance crosses fifty per centum.

Amendment of section 22C. **4.** In the High Court Judges Act, in section 22C, for the words "fifteen thousand" and "twelve thousand", the words "thirty-four thousand" and "twenty-seven thousand" shall respectively be substituted.

Amendment of First Schedule. **5.** In the First Schedule to the High Court Judges Act,—

(a) in Part I, in paragraph 2,—

(A) in clause (a), for the letters and figures "Rs. 43,890", the letters and figures "Rs. 1,21,575" shall be substituted;

(B) in clause (b), for the letters and figures "Rs. 34,350", the letters and figures "Rs. 96,524" shall be substituted;

(C) in the proviso, for the letters and figures "Rs. 5,40,000" and "Rs. 4,80,000", the letters and figures "Rs. 15,00,000" and "Rs. 13,50,000" shall respectively be substituted;

(b) In Part III, in paragraph 2,—

(A) in clause (b), for the letters and figures "Rs. 16,020", the letters and figures "Rs. 45,016" shall be substituted;

(B) in the proviso, for the letters and figures "Rs. 5,40,000" and "Rs. 4,80,000", the letters and figures "Rs. 15,00,000" and "Rs. 13,50,000" shall respectively be substituted.

CHAPTER III

AMENDMENTS OF THE SUPREME COURT JUDGES (SALARIES AND CONDITIONS OF SERVICE)
ACT, 1958

Amendment of section 12A. **6.** In the Supreme Court Judges (Salaries and Conditions of Service) Act, 1958 (hereinafter referred to as the Supreme Court Judges Act), in section 12A,—

(a) in sub-section (1), for the words "one lakh rupees per mensem", the words "two lakh eighty thousand rupees per mensem" shall be substituted;

(b) in sub-section (2), for the words "ninety thousand rupees per mensem", the words "two lakh fifty thousand rupees per mensem" shall be substituted.

7. In section 23 of the Supreme Court Judges Act, for sub-section (1A), the following sub-section shall be substituted, namely:—

Amendment
of section 23.

"(1A) Where a Judge does not avail himself of the use of an official residence, he may be paid every month an allowance equivalent to an amount of twenty-four per centum of the salary which shall be increased at the rate of—

(a) twenty-seven per centum, when Dearness Allowance crosses twenty-five per centum; and

(b) thirty per centum, when Dearness Allowance crosses fifty per centum."

8. In section 23B of the Supreme Court Judges Act, for the words "twenty thousand" and "fifteen thousand", the words "forty-five thousand" and "thirty-four thousand" shall respectively be substituted.

Amendment
of section
23B.

9. In the Schedule to the Supreme Court Judges Act,—

Amendment
of the
Schedule.

(a) in Part I, in paragraph 2,—

(A) in clause (b), for the letters and figures "Rs. 12,180", "Rs. 3,69,300", and "Rs. 31,030", the letters and figures "Rs. 34,104", "Rs. 10,34,040", and "Rs. 86,884" shall respectively be substituted;

(B) in the proviso, for the letters and figures "Rs. 6,00,000", the letters and figures "Rs. 16,80,000" shall be substituted;

(C) in the proviso to paragraph 3, for the letters and figures "Rs. 5,40,000", the letters and figures "Rs. 15,00,000" shall be substituted;

(b) In Part III, in paragraph 2,—

(A) in clause (b), for the letters and figures "Rs. 16,020", the letters and figures "Rs. 45,016" shall be substituted;

(B) in the proviso, for the letters and figures "Rs. 6,00,000" and "Rs. 5,40,000", the letters and figures "Rs. 16,80,000" and "Rs. 15,00,000" shall respectively be substituted.

STATEMENT OF OBJECTS AND REASONS

The salaries, allowances and pensions of the Judges of the Supreme Court and High Court were last revised with effect from 1st January, 2006, as per the High Court and Supreme Court Judges (Salaries and Conditions of Service) Amendment Act, 2009. The Seventh Central Pay Commission recommended revision in the salaries and pensionary benefits of the Central Government employees including the members of All India Services. The Government has accepted the majority of the recommendations of the Commission and issued orders. The revised pension rules have come into force on the 1st day of January, 2016.

2. The need to increase the salaries, allowances and pension of the Judges of the Supreme Court and the High Courts has been necessitated because of the increase in the salaries, allowances and pensions of the Central Government employees on acceptance of the recommendations of the Seventh Central Pay Commission by the Government.

3. The High Court and Supreme Court Judges (Salaries and Conditions of Service) Amendment Bill, 2017 seeks to revise the salaries of the Judges with effect from the 1st day of January, 2016, as follows:—

Chief Justice of India	— from Rs. 1,00,000/- per month to Rs. 2,80,000/- per month
Judges of Supreme Court	— from Rs. 90,000/- per month to Rs. 2,50,000/- per month
Chief Justice of High Court	— from Rs. 90,000/- per month to Rs. 2,50,000/- per month
Judges of the High Courts	— from Rs. 80,000/- per month to Rs. 2,25,000/- per month

The Bill also seeks to revise the rates of House Rent Allowance with effect from 1st July, 2017 and the rates of sumptuary allowance with effect from 22nd day of September, 2017.

4. The rates of pension of the Judges of the High Court and the Supreme Court were last enhanced with effect from the 1st January, 2006 by the High Court and Supreme Court Judges (Salaries and Conditions of Service) Amendment Act, 2009. The Seventh Central Pay Commission recommended revision in the pay and pensionary benefits of the Central Government employees including the members of the All India Services. The revised pension rules have come into force on the 1st day of January, 2016. It is, therefore, necessary to increase suitably the existing pension and maximum pension of the Judges of the High Courts and the Supreme Court.

5. Based on the recommendations of the Seventh Central Pay Commission, the Central Government has decided to grant additional quantum of pension and family pension with reference to the age of the Central Government pensioner and family pensioner. On the same analogy, it has been decided to extend the similar benefit to all retired Judges.

6. The Bill seeks to achieve the above objectives.

NEW DELHI:
The 11th December, 2017.

RAVI SHANKAR PRASAD.

PRESIDENT'S RECOMMENDATION UNDER ARTICLE 117 OF THE
CONSTITUTION OF INDIA

[Letter No. L-11017/1/2016-Jus. from Shri Ravi Shankar Prasad, Minister of Law and Justice to the Secretary General, Lok Sabha.]

The President, having been informed of the subject matter of the High Court and Supreme Court Judges (Salaries and Conditions of Service) Amendment Bill, 2017, recommends the introduction and consideration of the Bill in Lok Sabha under article 117(1) and (3) of the Constitution.

FINANCIAL MEMORANDUM

The Bill seeks to amend the High Court Judges (Salaries and Conditions of Service) Act, 1954 and the Supreme Court Judges (Salaries and Conditions of Service) Act, 1958 so as to revise the salaries of the Chief Justice of India, Judges of the Supreme Court, Chief Justice of High Courts and Judges of High Courts.

2. The Bill also seeks to revise the pension, family pension and sumptuary allowance of the Judges of the Supreme Court and High Courts.

3. The additional expenditure in respect of the Judges of the High Court is to be borne by the concerned State Governments under article 290 of the Constitution of India. The Bill, if enacted and brought into operation, will involve an additional expenditure of approximately Rs. 20 crore out of which a recurring expenditure of Rs. 12 crore per annum for payment of salary and Rs. 8 crore as non-recurring expenditure towards arrears of salaries, pension and family pension from the Consolidated Fund of India.

4. The Bill does not involve any other expenditure of either recurring or non-recurring nature.

BILL NO. 251 OF 2017

A Bill to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year 2017-18.

BE it enacted by Parliament in the Sixty-eighth Year of the Republic of India as follows:—

Short title.

1. This Act may be called the Appropriation (No. 5) Act, 2017.

Issue of
Rs. 66113,34,00,000
out of the
Consolidated
Fund of India
for the
financial year
2017-18.

2. From and out of the Consolidated Fund of India there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of sixty-six thousand one hundred thirteen crore and thirty-four lakh rupees towards defraying the several charges which will come in course of payment during the financial year 2017-18 in respect of the services specified in column 2 of the Schedule.

Appropriation.

3. The sums authorised to be paid and applied from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE

(See sections 2 and 3)

1 No. of Vote	2 Services and purposes	3 Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
1	Department of Agriculture, Cooperation and Farmers' Welfare			
	Revenue	2,00,000	..	2,00,000
	Capital	1,00,000	..	1,00,000
2	Department of Agricultural Research and Education	192,00,00,000	..	192,00,00,000
3	Department of Animal Husbandry, Dairying and Fisheries			
	Revenue	2,00,000	..	2,00,000
4	Atomic Energy			
	Revenue	688,26,00,000	..	688,26,00,000
	Capital	278,73,00,000	..	278,73,00,000
5	Ministry of Ayurveda, Yoga and Naturopathy, Unani, Siddha and Homoeopathy (AYUSH)			
	Revenue	101,15,00,000	..	101,15,00,000
	Capital	28,00,00,000	..	28,00,00,000
7	Department of Fertilisers	20532,51,00,000	..	20532,51,00,000
8	Department of Pharmaceuticals	18,35,00,000	..	18,35,00,000
9	Ministry of Civil Aviation			
	Revenue	85,22,00,000	..	85,22,00,000
	Capital	1,00,000	..	1,00,000
11	Department of Commerce			
	Revenue	1077,52,00,000	..	1077,52,00,000
	Capital	59,00,00,000	..	59,00,00,000
12	Department of Industrial Policy and Promotion			
	Revenue	4,00,000	..	4,00,000
	Capital	1,00,000	..	1,00,000
13	Department of Posts			
	Revenue	204,00,00,000	3,01,00,000	207,01,00,000
	Capital	216,00,00,000	..	216,00,00,000
14	Department of Telecommunications			
	Revenue	2,00,000	..	2,00,000
	Capital	35,00,00,000	..	35,00,00,000
15	Department of Consumer Affairs			
	Revenue	1,00,000	..	1,00,000
	Capital	8,50,00,000	..	8,50,00,000
16	Department of Food and Public Distribution			
	Revenue	3486,99,00,000	2,00,000	3487,01,00,000
	Capital	2,00,000	..	2,00,000
17	Ministry of Corporate Affairs	40,79,00,000	..	40,79,00,000
18	Ministry of Culture			
	Revenue	2,00,000	..	2,00,000
	Capital	1,00,000	..	1,00,000
19	Ministry of Defence (Miscellaneous)	500,00,00,000	..	500,00,00,000
20	Defence Services (Revenue)	2954,66,00,000	..	2954,66,00,000
23	Ministry of Development of North Eastern Region	65,00,00,000	..	65,00,00,000
24	Ministry of Drinking Water and Sanitation	40,00,000	..	40,00,000
26	Ministry of Electronics and Information Technology			
	Revenue	1,00,000	..	1,00,000
	Capital	1,00,000	..	1,00,000
27	Ministry of Environment, Forests and Climate Change			
	Revenue	372,03,00,000	..	372,03,00,000
	Capital	1,00,000	..	1,00,000
28	Ministry of External Affairs			
	Revenue	1,00,000	..	1,00,000
	Capital	2,00,000	..	2,00,000
29	Department of Economic Affairs			
	Revenue	36,02,00,000	..	36,02,00,000
	Capital	100,03,00,000	..	100,03,00,000

1 No. of Vote	2 Services and purposes	3 Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
31	Department of Financial Services Revenue	4,00,000	..	4,00,000
	Capital	292,00,00,000	..	292,00,00,000
33	Department of Revenue Revenue	43,69,00,000	..	43,69,00,000
34	Direct Taxes Capital	1,00,000	..	1,00,000
35	Indirect Taxes Revenue	1210,49,00,000	..	1210,49,00,000
36	Indian Audit and Accounts Department Revenue	85,77,00,000	..	85,77,00,000
39	Pensions Revenue	5905,00,00,000	95,00,00,000	6000,00,00,000
41	Ministry of Food Processing Industries Revenue	2,00,000	..	2,00,000
42	Department of Health and Family Welfare Revenue	6687,52,00,000	..	6687,52,00,000
	Capital	271,01,00,000	..	271,01,00,000
43	Department of Health Research Revenue	243,39,00,000	..	243,39,00,000
44	Department of Heavy Industry Revenue	1,00,000	..	1,00,000
46	Ministry of Home Affairs Revenue	4,04,00,000	..	4,04,00,000
47	Cabinet Revenue	20,00,00,000	..	20,00,00,000
48	Police Revenue	4292,86,00,000	..	4292,86,00,000
	Capital	1,00,000	..	1,00,000
49	Andaman and Nicobar Islands Revenue	100,00,00,000	..	100,00,00,000
	Capital	416,02,00,000	..	416,02,00,000
50	Chandigarh Revenue	62,77,00,000	..	62,77,00,000
	Capital	7,00,000	317,58,00,000	317,65,00,000
52	Daman and Diu Revenue	4,00,000	..	4,00,000
	Capital	20,01,00,000	..	20,01,00,000
53	Lakshadweep Revenue	2,00,000	..	2,00,000
	Capital	9,00,000	..	9,00,000
56	Ministry of Housing and Urban Poverty Alleviation ... Revenue	1,00,000	..	1,00,000
57	Department of School Education and Literacy Revenue	650,03,00,000	..	650,03,00,000
58	Department of Higher Education Revenue	1532,76,00,000	..	1532,76,00,000
59	Ministry of Information and Broadcasting Revenue	3,00,000	..	3,00,000
60	Ministry of Labour and Employment Revenue	2,00,000	..	2,00,000
	Capital	1,00,000	..	1,00,000
61	Law and Justice Revenue	1,00,000	..	1,00,000
	Capital	46,26,00,000	..	46,26,00,000
62	Election Commission Revenue	5,00,00,000	..	5,00,00,000
	Capital	38,79,00,000	..	38,79,00,000
	CHARGED.— <i>Supreme Court of India</i> Revenue	..	8,00,00,000	8,00,00,000
64	Ministry of Micro, Small and Medium Enterprises.... Revenue	2,00,000	..	2,00,000
65	Ministry of Mines Revenue	47,00,00,000	..	47,00,00,000
66	Ministry of Minority Affairs Revenue	4,00,000	..	4,00,000
67	Ministry of New and Renewable Energy Revenue	1,00,000	..	1,00,000
68	Ministry of Panchayati Raj Revenue	1,00,000	..	1,00,000
69	Ministry of Parliamentary Affairs Revenue	50,00,000	..	50,00,000
70	Ministry of Personnel, Public Grievances and Pensions Revenue	196,67,00,000	..	196,67,00,000
	Capital	1,00,000	..	1,00,000
	CHARGED.— <i>Central Vigilance Commission</i> Revenue	..	3,35,00,000	3,35,00,000
72	Ministry of Petroleum and Natural Gas Revenue	3,02,00,000	..	3,02,00,000
	Capital	300,00,00,000	..	300,00,00,000

1 No. of Vote	2 Services and purposes	3 Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
73	Ministry of Planning Revenue	27,27,00,000	..	27,27,00,000
74	Ministry of Power Revenue	2995,55,00,000	..	2995,55,00,000
	Capital	1,00,000	..	1,00,000
78	Secretariat of the Vice-President Revenue	1,28,00,000	..	1,28,00,000
	CHARGED.— <i>Union Public Service Commission</i> Revenue	..	12,11,00,000	12,11,00,000
80	Ministry of Railways Capital	1,00,000	..	1,00,000
81	Ministry of Road Transport and Highways Revenue	2,00,000	..	2,00,000
	Capital	1,00,000	..	1,00,000
82	Department of Rural Development Revenue	8394,59,00,000	..	8394,59,00,000
84	Department of Science and Technology Revenue	1,00,000	..	1,00,000
	Capital	5,00,00,000	..	5,00,00,000
85	Department of Biotechnology Revenue	38,00,00,000	..	38,00,00,000
87	Ministry of Shipping Revenue	2,00,000	..	2,00,000
88	Ministry of Skill Development and Entrepreneurship .. Revenue	1,00,000	..	1,00,000
89	Department of Social Justice and Empowerment Revenue	1,51,00,000	..	1,51,00,000
90	Department of Empowerment of Persons with Disabilities Revenue	1,00,000	..	1,00,000
91	Department of Space Revenue	61,78,00,000	..	61,78,00,000
	Capital	3,40,00,000	..	3,40,00,000
94	Ministry of Textiles Revenue	24,25,00,000	..	24,25,00,000
	Capital	1,00,000	..	1,00,000
95	Ministry of Tourism Revenue	1,00,000	..	1,00,000
96	Ministry of Tribal Affairs Revenue	3,00,00,000	..	3,00,00,000
97	Ministry of Urban Development Revenue	50,01,00,000	..	50,01,00,000
	Capital	86,02,00,000	..	86,02,00,000
98	Ministry of Water Resources, River Development and Ganga Rejuvenation Revenue	330,08,00,000	..	330,08,00,000
	Capital	1,00,000	..	1,00,000
99	Ministry of Women and Child Development Revenue	3,00,000	..	3,00,000
100	Ministry of Youth Affairs and Sports Revenue	1,00,000	96,87,00,000	96,88,00,000
	TOTAL:	65577,40,00,000	535,94,00,000	66113,34,00,000

STATEMENT OF OBJECTS AND REASONS

This Bill is introduced in pursuance of article 114 (1) of the Constitution of India, read with article 115 thereof, to provide for the appropriation out of the Consolidated Fund of India of the moneys required to meet the supplementary expenditure charged on the Consolidated Fund of India and the grants made by the Lok Sabha for expenditure of the Central Government for the financial year 2017-18.

ARUN JAITLEY.

PRESIDENT'S RECOMMENDATION UNDER ARTICLE 117
OF THE CONSTITUTION OF INDIA

**[Copy of F. No. 4(26)-B(SD)/2017, dated 14.12.2017 from Shri Arun Jaitley,
Minister of Finance to the Secretary General, Lok Sabha]**

The President, having been informed of the subject matter of the proposed Bill to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year 2017-18, recommends under article 117(1) and (3) of the Constitution, the introduction of the Appropriation (No.5) Bill, 2017 in Lok Sabha and also the consideration of the Bill.

SNEHLATA SHRIVASTAVA
Secretary General.